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4 BILL NO. Z-74-12-21

5 ZONING MAP ORDINANCE NO. Z- 

6 AN ORDINANCE amending the City of Fort Wayne  
7 Zoning Map No. DD13

8 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT  
9 WAYNE, INDIANA:

10 SECTION 1. That the area described as follows is hereby designated  
11 a M1 District under the terms of Chapter 36, Municipal Code of the City of Fort  
12 Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amend-  
13 ments thereof; and the symbols of the City of Fort Wayne Zoning Map No. DD13  
14 referred to therein, established by Section 9, Article III of said Chapter as  
15 amended, is hereby changed according, to-wit:

16  
17 A part of the Northwest 1/4 of the Northeast 1/4 of Section 28,  
18 Township 31 North of Range 12 East, viz: Commencing at the  
19 Southeast corner of said 40 acre tract thence West along the South  
20 line of the same 19 & 84/100 chains to the Southwest corner of same,  
21 thence north 4 & 98/100 chains, thence East parallel with south line  
22 19 & 84/100 chains to the East line, thence South 4 & 98/100 chains  
23 to beginning, containing 9.89 acres in Allen County, Indiana. ALSO,  
24 a parcel of ground described as follows: Beginning at the Southeast  
25 corner of the above described tract, thence East, along the South  
26 line thereof, extending Eastwardly, a distance of 309 feet to the  
27 Southwest right of way of U.S. Hwy. 30; thence Northwesterly  
28 along the right of way of U.S. Hwy 30 to its intersection with the  
29 East boundary line to the place of beginning.

30 SECTION 2. This Ordinance shall be in full force and effect from  
31 and after its passage and approval by the Mayor and legal publication thereof.

32  
33  
34  
35  
  
Councilman

APPROVED AS TO FORM  
AND LEGALITY,  
  
CITY ATTORNEY

Read the first time in full and on motion by Harbo, seconded by Kraus, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 197\_\_\_\_, at \_\_\_\_\_ o'clock P.M., E.S.T.

Date: 12-17-74

Charles W. Westerman  
CITY CLERK

Read the third time in full and on motion by Kraus, seconded by Thompson, and duly adopted, placed on its passage. Passed (LOST) by the following vote:

	AYES _____	NAYS _____	ABSTAINED _____	ABSENT _____	to-wit:
BURNS	_____	_____	_____	_____	
HINGA	_____	_____	_____	_____	
KRAUS	_____	_____	_____	_____	
MOSES	_____	_____	_____	_____	
NUCKOLS	_____	_____	_____	_____	
SCHEMIDT, D.	_____	_____	_____	_____	
SCHEMIDT, V.	_____	_____	_____	_____	
STIER	_____	_____	_____	_____	
TALARICO	_____	_____	_____	_____	

DATE: \_\_\_\_\_

Charles W. Westerman  
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 197\_\_\_\_

ATTEST: (SEAL)  
Charles W. Westerman  
CITY CLERK

\_\_\_\_\_  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the \_\_\_\_\_ day of \_\_\_\_\_, 197\_\_\_\_, at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

\_\_\_\_\_  
CITY CLERK

Approved and signed by me this \_\_\_\_\_ day of \_\_\_\_\_, 197\_\_\_\_, at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

\_\_\_\_\_  
MAYOR

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on December 17, 1974, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-74-12-21; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on January 20, 1975; and,

WHEREAS, a letter requesting WITHDRAWAL of the proposed ordinance has been filed with the City Plan Commission by the petitioner;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance be WITHDRAWN in accordance with the written request of the petitioner;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held January 27, 1975.

Certified and signed this  
16th day of June, 1975.



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Charles N. Hall  
Secretary

Bill No. 7-74-12-21

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance

amending the City of Fort Wayne Zoning Map No. DD13.

have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance WITHDRAWN.

Eugene Kraus, Jr. - Chairman

John Nuckols - Vice-Chairman

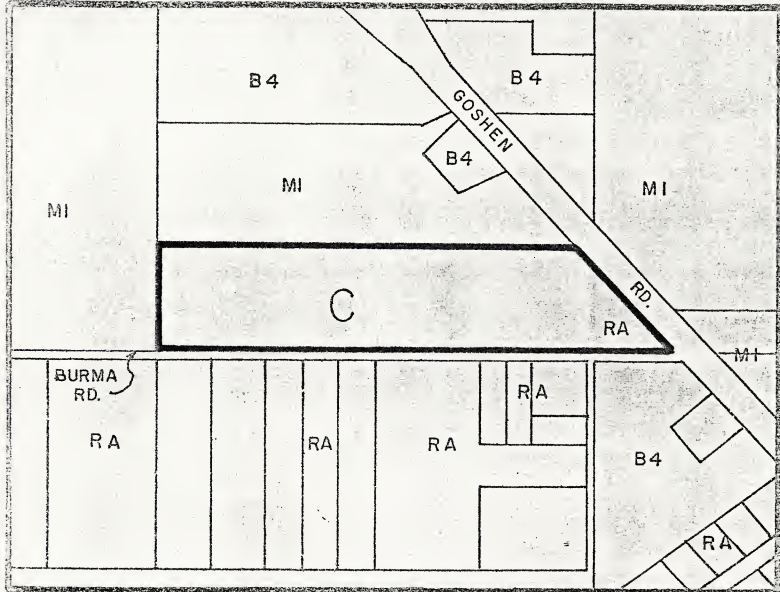
Vivian G. Schmidt

Paul M. Burns

Donald J. Schmidt

*Eugene Kraus*  
*John Nuckols*  
*Vivian G. Schmidt*  
*Paul M. Burns*  
*Donald J. Schmidt*

DATE 6-24-75 CONCURRED IN  
CHARLES W. WESTERMAN, CITY CLERK



**C - CHANGE FROM RA TO MI**

*2-74-12-21*

**N**



PETITION FOR ZONING ORDINANCE AMENDMENT

TO: COMMON COUNCIL OF THE  
CITY OF FORT WAYNE, INDIANA

No. \_\_\_\_\_

DATE FILED: \_\_\_\_\_

INTENDED USE: \_\_\_\_\_

I/We J. R. PENNELL and MARGUERETTE M. PENNELL

Applicant's Name or Names

Do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana by reclassifying from an R-1 District to a M-1 District the property described as follows:

A part of the Northwest 1/4 of the Northeast 1/4 of Section 28, Township 31 North of Range 12 East, viz: Commencing at the Southeast corner of said 40 acre tract thence West along the South line of the same 19 & 84/100 chains to the Southwest corner of same, thence north 4 & 98/100 chains, thence East parallel with south line 19 & 84/100 chains to the East line, thence South 4 & 98/100 chains to beginning, containing 9.89 acres in Allen County, Indiana. ALSO, a parcel of ground described as follows: Beginning at the Southeast corner of the above described tract, thence East, along the South line thereof, extending Eastwardly, a distance of 309 feet to the Southwest right of way of U.S. Hwy. 30; thence Northwesterly along the right of way of U.S. Hwy 30 to its intersection with the East boundary line of the above described tract; thence South along said East boundary line to the place of beginning.

Legal Description

Legal Description Checked by (City Engineer) \_\_\_\_\_

The Undersigned applicant (s) upon the execution and submission of this application and petition for zoning ordinance amendment, understands and agrees that:

All requests for continuances or requests that ordinances be taken under advisement shall be filed in writing in the Office of the City Plan Commission by noon on the Wednesday preceding the meeting of the City Plan Commission at which the ordinance is to be considered. If the request for a continuance or for the ordinance to be taken under advisement is filed within the required time, the head of the Plan Commission staff shall not put the matter on the agenda for the meeting at which it was to be considered. Also, in the event, a request is filed for continuance or delay in the consideration of an ordinance, it shall be the obligation of the petitioner to notify the same property owners which the Plan Commission had notified by mail that the hearing has been postponed or rescheduled and informing him of the time and place of the next meeting at which the proposed ordinance will be considered. In the event the time and place of the meeting is not known at the time that the request for continuance is filed, it shall be the duty of the petitioner to notify all persons notified by the Plan Commission Office when the time and place of hearing is determined.

I/We hereby certify that as the undersigned, I am / We are the owner (s) of fifty-one percentum or more of the property described in this petition.

J. R. Pennell

Name

2731 Goshen Road

Address

Signature

Marguerette M. Pennell

2731 Goshen Road

This petition for zoning ordinance amendment prepared by:

Clifford E. Simon, Jr.

Name

2400 Fort Wayne National

Address Bank Building

743-8123

Telephone Number

City Plan Commission - One Main Street - City-County Building - Fort Wayne, Indiana - 423-7571

2731 Rosher Rd  
St. Wayne Mo  
June 11, 1975

Mr Gary Batten  
Dear Sir-

We wish to withdraw the request  
for zoning (from residential to business)  
bill # Z 74-12-21

Thank you

JR Pennell  
Marguerite A. Pennell



## DIGEST SHEET

TITLE OF ORDINANCE Zoning Map Amendment Ordinance3-74-12-21DEPARTMENT REQUESTING ORDINANCE COMMUNITY DEVELOPMENT AND PLANNING / DIVISION  
OF LONG RANGE PLANNING AND ZONING

SYNOPSIS OF ORDINANCE \_\_\_\_\_

Petitioners are requesting the rezoning of the following described parcel

of ground:

A parcel of ground, containing 40 acres, more or less, located on the

north side of Burma Road, extending eastward to Goshen Road.

From "RA" to "M1"

EFFECT OF PASSAGE Property is presently zoned "RA" - Suburban Residential.

Petitioners are requesting an "M1" zoning classification - Light Industrial.

EFFECT OF NON-PASSAGE Property would remain an "RA"MONEY INVOLVED (Direct Costs, Expenditures, Savings) None

ASSIGNED TO COMMITTEE (J.N.)

Regulation